

Exhibit H

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TRANSCRIPT of the deposition of the
ERWIN SIX, called for Oral Examination in the
above-captioned matter, said deposition being taken by
and before CHARLENE FRIEDMAN, a Notary Public and
Certified Court Reporter, a Registered Professional
Reporter, and a Certified Realtime Reporter, at K&L
Gates, LLP, 599 Lexington Avenue, New York, New York, on
April 25, 2025, commencing at approximately 10:07 in the
morning.

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1 its patents?

2 A Yes.

3 Q How does Barco mark its products
4 with its patents?

5 A Currently, we mark them with
6 stickers on the boxes. We mark them in the
7 manuals of our products, and we refer there
8 towards our website where that information
9 can be found.

10 Q When you say "currently," how
11 current are we talking about?

12 A I only have the knowledge that this
13 is done since 2017.

14 Q So in 2017, Barco marked its
15 products with stickers?

16 A On the website, on the website
17 part.

18 Q Right. I'm trying to understand
19 what you testified to.

20 You said that, "Currently, we mark
21 them with stickers on the boxes. "

22 Can you explain that for me?

23 A The boxes of the base units have
24 stickers, and on that sticker there is
25 written the patents protected can -- or it

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1 refers to where -- to a link where you can
2 find a list of the patents marked for this
3 product.

4 Q That's only on the base units?

5 A On the base units, but the base
6 units and buttons are, for us, a lot in the
7 same box. So base units and buttons are not
8 separate boxes. That's in the same box that
9 they're sitting.

10 And therefore, the label is there
11 on that, and also on the base -- on buttons
12 which we sell separately, they are on
13 boxes --

14 (Reporter clarification.)

15 A No, no, I'm saying the boxes of
16 ClickShare is base units, the buttons are in
17 there, and there is a patent -- the label on
18 these boxes with buttons, and base units was
19 marked separate buttons for extra in there.
20 It's on the box for the -- for the separate
21 buttons.

22 Q And it is your testimony this was
23 done since 2017?

24 A Yes.

25 Q You're sure about that?

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1 A I believe so, yes.

2 Q Was it the practice in the United
3 States?

4 A I think we -- our products are
5 exactly the same boxed, but there are -- they
6 have different labels indeed with some
7 requirements in the regions, but the patent
8 is normally what is there. The patent
9 marking part is there normally in all of the
10 regions.

11 Q And the patent marking on these
12 boxes, do they list out the specific patent
13 numbers?

14 A On the label, you mean?

15 Q Yes, sir.

16 A On the label there's not a list --
17 a list of the numbers itself. The reference
18 is to the websites, but there is a list.

19 Q Okay.

20 MR. YANG: I'm going to mark a
21 document. I believe we're up to 21.

22 (Above-mentioned document marked
23 for Identification.)

24 Q Sir, you have Exhibit 21 in front
25 of you?

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1 A Yes.

2 MR. YANG: That has Bates number
3 Barco 538974 to 976.

4 Q Can you tell me what this document
5 is?

6 (Witness reviewing.)

7 A This is a printout of the website
8 where you refer to -- when you follow the
9 link on the labels.

10 Q So is this the web page where Barco
11 listed its patents for its products?

12 A Yes.

13 Q Other than this website whose
14 printout we're looking at here, has Barco
15 listed its patents for its products anywhere
16 else?

17 A Not that I know since the listing
18 of that in 2017.

19 Q Right.

20 So this exhibit here, Exhibit 21,
21 is the only website where Barco marked its
22 patents, correct?

23 A Yes.

24 Q And on page 1 of this printout, we
25 see a number of lists.

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1 A Umm-hmm, no.

2 Q Does the patent application accord
3 you any patent protection, to your knowledge?

4 A No, it doesn't.

5 Q You can set that aside for me,
6 please.

7 You now have Exhibit 24 in front of
8 you, Mr. Six?

9 A Yes.

10 (Above-mentioned document marked
11 for Identification.)

12 Q This is another list of patents
13 Barco marked for its products, correct?

14 (Witness reviewing.)

15 A Yes.

16 Q It looks like the date here is
17 January 19, 2021.

18 Do you see that?

19 A Yes.

20 Q Let's go towards the end of this
21 document. Actually, let's go to the last
22 page.

23 Do you see the ClickShare products
24 on this page?

25 A Yes.

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1 Q It seems to me the same patents are
2 listed there for the ClickShare products as
3 Exhibit 23, correct?

4 A Yes.

5 Q Again, for the last item,
6 ClickShare button and ClickShare button and
7 tray pack, what's listed there, is that a
8 patent or a patent application?

9 A A patent application.

10 Q Once again, a patent application is
11 not a patent, is it?

12 A That's not a patent.

13 Q You can set that aside.

14 (Above-mentioned document marked
15 for Identification.)

16 Q Do you now have Exhibit 25 in front
17 of you, once again?

18 It's another list of patents Barco
19 marked for its product, correct?

20 (Witness reviewing.)

21 A Yes.

22 Q It looks like the date here is June
23 29, 2021.

24 Do you see that?

25 A Yes.

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1 Q Same thing.

2 Go to the end for me, please.

3 A Yes.

4 Q For the ClickShare products, it
5 does not appear to me that there are any
6 additional patents or patent applications
7 listed in Exhibit 25 compared to Exhibit 24,
8 are there?

9 A That's correct.

10 Q And again, at the very end for
11 ClickShare button and ClickShare button and
12 tray pack, what's listed there is a patent or
13 a patent application?

14 A It's the same patent application.

15 Q And that patent application is
16 still not a patent, is it?

17 A Like it is mentioned here, not.

18 Q Okay. You can set that aside for
19 me, sir.

20 MR. YANG: I marked this.

21 MR. CENTURELLI: Is this the key to
22 the case?

23 MR. YANG: You got it. I hate to
24 give it away.

25 (Above-mentioned document marked

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1 for Identification.)

2 Q Mr. Six, you now have Exhibit 26 in
3 front of you?

4 A Yes.

5 Q Is this another list of patents
6 Barco marked on its products?

7 (Witness reviewing.)

8 A Yes.

9 Q So this exhibit is now dated
10 October 19, 2023, correct?

11 A Correct.

12 Q Okay. Let's go to the last page.
13 We now see a category that just
14 says "ClickShare."

15 Do you see that?

16 A Yes.

17 Q And compared to Exhibit 25, or
18 rather, 23, 24 and 25, there are a lot more
19 patents listed, correct?

20 A Yes, correct.

21 Q This will just take a second. I
22 just want to go over some numbers with you.
23 Feel free to consult Exhibit 25 as well.

24 So here do you see a Patent Number
25 U. S. 10795832?

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1 A Yes.

2 Q That appears for the first time in
3 Exhibit 26, correct?

4 A Correct.

5 Q We'll go down a few more.

6 Do you see U. S. 11151060?

7 A U. S. -- can you repeat?

8 Q Sure.

9 11151060?

10 A 060, yes.

11 Q That also appears for the first
12 time in this document, Exhibit 26, correct?

13 A Yes.

14 Q And immediately below that, U. S.
15 111422951.

16 Do you see that?

17 A Yes.

18 Q Again, first time it appeared was
19 in this Exhibit 26, correct?

20 A Yes.

21 Q And if you go about five rows down,
22 there is a U. S. 10904103.

23 Do you see that?

24 A Yes.

25 Q The first time it's appeared is --

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1 was in this Exhibit 26 again, right?

2 A Yes.

3 Q We'll go down a few more rows.

4 Do you see a U.S. 10684962?

5 A Yeah, yep.

6 Q Same question.

7 First time it appeared was in this

8 patent, correct, in this document, correct?

9 A Yes.

10 Q Let's go towards the bottom.

11 Do you see a U.S. 10762002?

12 A 10762002, yeah.

13 Q First time it appeared in Exhibit
14 26, right?

15 A Yes.

16 Q And lastly, the very last, U.S.
17 11403237.

18 Do you see that?

19 A Yes.

20 Q Again, this is a new patent that's
21 appeared for the first time in Exhibit 26,
22 right?

23 A Yes.

24 Q Okay. Set that aside for me,
25 please.

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1 Mr. Six, has Barco ever marked its
2 patents on the button itself?

3 A Not as I recall, no.

4 Q I'm going to hand you two exhibits.

5 MR. YANG: Exhibit 27.

6 (Above-mentioned document marked
7 for Identification.)

8 MR. YANG: And Exhibit 28.

9 (Above-mentioned document marked
10 for Identification.)

11 Q I just have one question, one
12 question each on these -- on these exhibits.

13 Sir, you have Exhibit 27 and 28
14 Bates number Yealink 00014474 and 14475?

15 A Yes.

16 Q Sticking with Exhibit 27 first,
17 what is that picture showing?

18 (Witness reviewing.)

19 A That's our ClickShare button, the
20 last generation.

21 Q So generation 4?

22 A Yes.

23 Q Is there an actuator on there?

24 A Yes.

25 Q Is there a light on there?

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1 A Yes.

2 Q Exhibit 28, what is that showing?

3 (Witness reviewing.)

4 A The back of the -- of our
5 ClickShare button.

6 Q Is it generation 4 again?

7 A Yes.

8 Q Are there any patents listed in
9 either Exhibit 27 or 28?

10 A No.

11 Q You can set those aside for me,
12 please. We're getting to pictures so you
13 know we're towards the end.

14 You have Exhibit 29 in front of
15 you, sir?

16 A Yes.

17 (Above-mentioned document marked
18 for Identification.)

19 MR. YANG: Yealink 14466.

20 Q What is that picture showing?

21 (Witness reviewing.)

22 A That's an extra button, a
23 ClickShare button, a box of a ClickShare
24 button to be specific.

25 Q Right.

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1 That's the box in which Barco ships
2 its button, correct?

3 A Not all the buttons. There are
4 spare buttons. There are also buttons in the
5 packs where the base units are in.

6 Like I said, we have a package with
7 either a base unit and two buttons or with
8 one button. This is an extra spare pack.

9 Q I see.

10 But if one were to just buy a
11 button by itself, this is a box in which it
12 comes, right?

13 A Yes.

14 Q Take a look at this.

15 Do you see a website link on there?

16 A Only the www.Barco.com.

17 Q Nothing else?

18 A No.

19 Q Is that the same website where
20 Barco marked its patents?

21 MR. CENTURELLI: Object to form.

22 A It's not a website in which you
23 earlier showed me.

24 Q It's not, right?

25 You can set that aside. You now

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1 have Exhibit 30 in front of you.

2 (Above-mentioned document marked
3 for Identification.)

4 MR. YANG: Yealink 00014472.

5 Do you see that, sir?

6 (Witness reviewing.)

7 A Yes.

8 Q Can you tell me what this picture
9 is showing?

10 A This picture is showing the button,
11 the separate packaged button and a card with
12 information on the firmware, the firmware
13 update and a QR code on where to find that
14 firmware, and also, where to find the manuals
15 and things like that.

16 Q To your knowledge, does this QR
17 code lead a user to the website where Barco
18 marked its patents?

19 A That, I don't know. I have to scan
20 it.

21 Q Go ahead.
22 (Witness complying.)

23 Q Are you there, sir?

24 A Yes.

25 Q Can you tell me the web page the QR

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1 your phone as an exhibit, but I'm sure you'll
2 have a problem with that.

3 Let's move on.

4 So by the way, this website that
5 you were looking at from this QR code, is
6 that the same website where Barco marked its
7 patents?

8 A No.

9 Q It's not, right?

10 A No, it's not.

11 You have to click through to the
12 manuals, yeah.

13 Q Okay. What do you have to click
14 through to get to the patent?

15 A I have to go into the ClickShare
16 C5C and then go to the manuals, yeah.

17 Q On the web page you were just
18 looking at, is there any link that has told
19 you anything about patents?

20 A Trademarks and copyrights.

21 Q Are trademarks and copyrights the
22 same things as patents?

23 A No.

24 Q So my question is --

25 A So the words "patents," no.

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1 Q Right.

2 So my question is, is there
3 anything on that web page that said anything
4 about patents?

5 A I should do a search, but I assume
6 you did it.

7 Q Go ahead.

8 A No.

9 Q No.

10 You now have exhibit -- I'm sorry.

11 MR. CENTURELLI: 31?

12 MR. YANG: 31, yes, sir.

13 (Above-mentioned document marked
14 for Identification.)

15 Q You now have Exhibit 31 in front of
16 you.

17 Just read the title of this article
18 for me, please.

19 (Witness reviewing.)

20 A "ClickShare New Button Base Unit
21 Dependency. "

22 Q Is that the same web page we just
23 saw, the one you accessed through the QR code
24 in Exhibit 30?

25 A Yes.

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1 Q And again, on this web page, is
2 there anything that says -- let me rephrase.

3 On this web page, is there any
4 reference to patents?

5 A No.

6 Q Set that aside for me.

7 You now have Exhibit 32 in front of
8 you.

9 (Above-mentioned document marked
10 for Identification.)

11 MR. YANG: Yealink 14471.

12 Q Is that the back cover of the --

13 A Yes.

14 Q Let me finish, please.

15 A Oh, sorry.

16 Q Is that the back cover of the
17 package for the button generation 4 that we
18 just saw?

19 (Witness reviewing.)

20 A Yes.

21 Q Do you see any link in here that --
22 let me rephrase.

23 Is there any reference here to
24 Barco's patents?

25 A Not -- not the word "patents," no.

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1 I don't know about the QR codes.

2 Q If you want to scan the QR codes,
3 go ahead.

4 (Witness complying.)

5 A The top one I cannot scan.

6 Q Just let me know when you're done.

7 A The quality of the -- I cannot scan
8 the product info of the QR codes.

9 Q The product info, you said?

10 A Yes. It's due to the picture.

11 Q Okay.

12 A The top right.

13 Q What about the other QR codes, are
14 you able to scan those?

15 A These -- both of these, yes, but
16 it's probably due to the perspective.

17 Q Well, the ones you were able to
18 scan, did those QR codes lead you to Barco's
19 patent marking page?

20 A No.

21 Q What do they lead you to?

22 A It leaded to the -- the pages of
23 the certification, either the certification
24 warnings next to it.

25 Q To your knowledge, is the product

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1 info page the same page as the patent
2 markings page?

3 A There is also a click through
4 needed, to.

5 Q A click through from that web page,
6 correct?

7 A Yes.

8 Q You can set that aside.

9 (Above-mentioned document marked
10 for Identification.)

11 Q Mr. Six, you have Exhibit 33 in
12 front of you with Bates number Barco 64947
13 to --

14 A Yes.

15 Q -- 949.

16 Have you seen this document before?
17 (Witness reviewing.)

18 A Yes.

19 Q What is this document?

20 A This is an early proposal in that
21 set of negotiations that we were doing with
22 Crestron.

23 MR. CENTURELLI: Can you please
24 take time to read the document fully?

25 Take time to read the document

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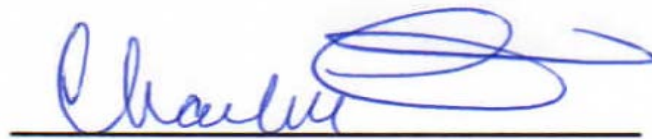
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C E R T I F I C A T E

I, CHARLENE FRIEDMAN, a Certified Court Reporter and Notary Public, qualified in and for the State of New Jersey do hereby certify that prior to the commencement of the examination ERWIN SIX was duly sworn by me to testify to the truth the whole truth and nothing but the truth.

I DO FURTHER CERTIFY that the foregoing is a true and accurate transcript of the testimony as taken stenographically by and before me at the time, place and on the date hereinbefore set forth.

I DO FURTHER certify that I am neither a relative of nor employee nor attorney nor counsel for any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.



CHARLENE FRIEDMAN, RPR, CRR, CCR of the
State of New Jersey

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Date: April 25, 2025